



4310-HC

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[LLNVS01000.L58530000.PN0000.241A; N-90372; 12-08807; MO#4500090606; TAS:14X5232]

Notice of Realty Action: Classification for Lease and/or Subsequent Conveyance for Recreation and Public Purposes of Public Lands (N-90372) for an Elementary School in the Southwest Portion of the Las Vegas Valley, Clark County, NV

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: The Bureau of Land Management (BLM) has examined and found suitable for classification under provisions of the Taylor Grazing Act, and for lease and/or subsequent conveyance under the provisions of the Recreation and Public Purposes (R&PP) Act, as amended, approximately 12.5 acres of public land in the Las Vegas Valley, Clark County, Nevada. The Clark County School District proposes to use the land for an elementary school in the southwest portion of the Las Vegas Valley.

DATES: Interested parties may submit written comments regarding the proposed classification of the land for lease and/or subsequent conveyance of the land, and the environmental assessment (EA), until [INSERT DATE 45 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER].

ADDRESSES: Send written comments to the BLM Las Vegas Field Manager, 4701 N. Torrey Pines Drive, Las Vegas, Nevada 89130, by FAX at 702-515-5110, or email: emoody@blm.gov.

FOR FURTHER INFORMATION CONTACT: Lisa Moody, 702-515-5084, or emoody@blm.gov. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 to contact the above individual during normal business hours. The FIRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

SUPPLEMENTARY INFORMATION: The parcel of public land is located along on the northwest corner of West Torino Avenue and South Juliano Road, and is legally described as:

Mount Diablo Meridian, Nevada,

T. 22 S., R. 60 E.,

sec. 17, SE1/4NE1/4SE1/4SW1/4 and NW1/4SW1/4SE1/4.

The area described contains 12.5 acres, more or less, in Clark County.

In accordance with the R&PP Act, the Clark County School District has filed an application to develop the above described land for an elementary school in the southwest portion of the Las Vegas Valley. Related facilities include one and/or two story building with classrooms, sports field(s), playgrounds, parking lot, and related ancillary structures. Additional detailed information pertaining to this application, plan of development, and site plan is in case file N-90372, which is located in the BLM Las Vegas Field Office at the above address. Environmental documents associated with this proposed action are available for review at the BLM Las Vegas Field Office, and on the Web at: www.blm.gov/nv/st/en/fo/lvfo/blm_information/nepa.html.

The Clark County School District is a political subdivision of the State of Nevada and is a qualified applicant under the R&PP Act.

The lease and/or subsequent conveyance of the public land shall be subject to valid existing rights. Subject to limitations prescribed by law and regulations, prior to patent issuance, a holder of any right-of-way within the lease area may be given the opportunity to amend the right-of-way for conversion to a new term, including perpetuity, if applicable.

The land is not required for any Federal purpose. The lease and/or subsequent conveyance is consistent with the BLM Las Vegas Resource Management Plan dated October 5, 1998, and would be in the public interest. The Clark County School District has not applied for more than the 640-acre limitation for public purpose uses in a year and has submitted a statement in compliance with the regulations at 43 CFR 2741.4(b). The lease and/or subsequent conveyance, if and when issued, will be subject to valid existing rights and the provisions of the R&PP Act and applicable regulations of the Secretary of the Interior, and will contain the following terms, conditions, and reservations to the United States:

1. A right-of-way thereon for ditches or canals constructed by the authority of the United States, Reservation in Patents Right-of-Way for Ditches or Canals Act of August 30, 1890 (43 U.S.C. 945);
2. All minerals shall be reserved to the United States, together with the right to prospect for, mine and remove such deposits from the same under applicable law and such regulations as the Secretary of the Interior may prescribe;

3. Right-of-way N-59041 for flood control purposes granted to Clark County, its successors or assigns, pursuant to the Federal Land Policy and Management Act of October 21, 1976 (43 U.S.C. 1761);
4. Right-of-way N-74516 for flood control purposes granted to Clark County, its successors or assigns, pursuant to the Federal Land Policy and Management Act of October 21, 1976 (43 U.S.C. 1761);
5. Right-of-way N-74977 for roadway purposes granted to Clark County, its successors or assigns, pursuant to the Federal Land Policy and Management Act of October 21, 1976 (43 U.S.C. 1761);
6. Right-of-way N-78335 for roadway purposes granted to Clark County, its successors or assigns, pursuant to the Federal Land Policy and Management Act of October 21, 1976 (43 U.S.C. 1761);
7. Right-of-way N-83273 for sanitary sewer purposes granted to the Clark County Water Reclamation District, its successors or assigns, pursuant to the Federal Land Policy and Management Act of October 21, 1976 (43 U.S.C. 1761);
8. Right-of-way N-84230 for a gas pipeline granted to Southwest Gas Corporation, its successors or assigns, pursuant to the Federal Land Policy Management Act of October 21, 1973 (43 U.S.C. 1761);
9. An appropriate indemnification clause protecting the United States from claims arising out of the lessee's/patentee's use, occupancy, or occupations on the leased/patented lands.

Upon publication of this notice in the Federal Register, the land described above will be segregated from all other forms of appropriation under the public land laws,

including the general mining laws, except for lease and/or subsequent conveyance under the R&PP Act, leasing under the mineral leasing laws, and disposals under the mineral material disposal laws.

Interested parties may submit written comments on the suitability of the land for an elementary school in the Las Vegas Valley. Comments on the classification are restricted to whether the land is physically suited for the proposal, whether the use will maximize the future use or uses of the land, whether the use is consistent with local planning and zoning, or if the use is consistent with State and Federal programs.

Interested parties may also submit written comments regarding the specific use proposed in the application and plan of development, and whether the BLM followed proper administrative procedures in reaching the decision to lease and/or convey under the R&PP Act.

Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment – including your personal identifying information – may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Any adverse comments will be reviewed by the BLM Nevada State Director, who may sustain, vacate, or modify this realty action. In the absence of any adverse comments, the decision will become effective on [INSERT DATE 60 DAYS AFTER THE DATE OF PUBLICATION OF THIS NOTICE IN THE FEDERAL REGISTER]. The lands will not be available for lease and/or subsequent conveyance until after the decision becomes effective.

AUTHORITY: 43 CFR 2741.5(h)

Frederick Marcell
Acting Assistant Field Manager, Las Vegas Field Office

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